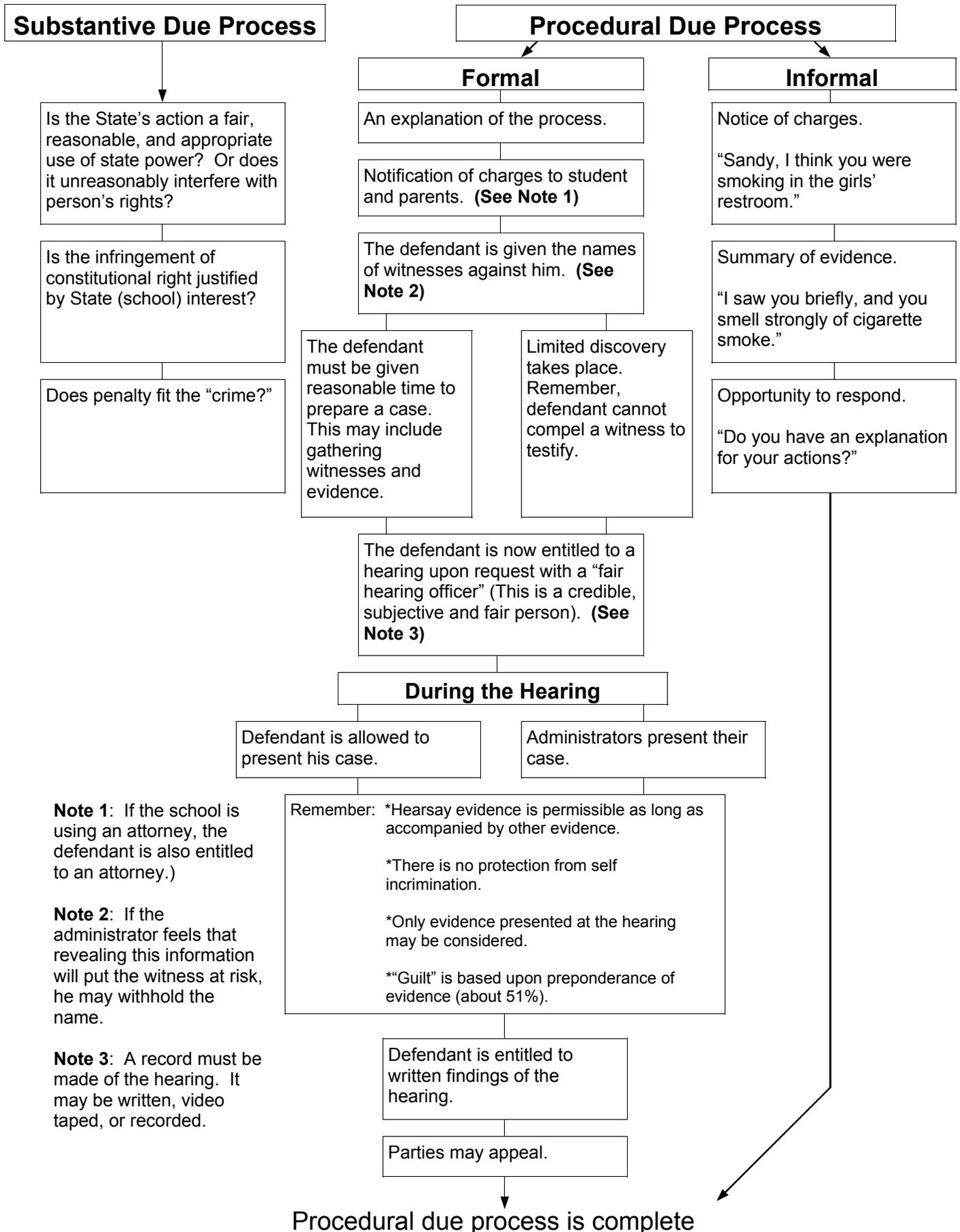


# DUE PROCESS



**Note 1:** If the school is using an attorney, the defendant is also entitled to an attorney.)

**Note 2:** If the administrator feels that revealing this information will put the witness at risk, he may withhold the name.

**Note 3:** A record must be made of the hearing. It may be written, video taped, or recorded.

Remember: \*Hearsay evidence is permissible as long as accompanied by other evidence.  
 \*There is no protection from self incrimination.  
 \*Only evidence presented at the hearing may be considered.  
 \*\*"Guilt" is based upon preponderance of evidence (about 51%).

Defendant is entitled to written findings of the hearing.

Parties may appeal.

Procedural due process is complete